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13 Counsel for Defendant Waller

**IN THE UNITED STATES DISTRICT COURT FOR
THE DISTRICT OF NEVADA**

**STIPULATION AND PROPOSED
ORDER TO CONTINUE
SENTENCING**
(First Request)

16 IT IS HEREBY STIPULATED AND AGREED, by and between The United States
17 of America, through Nicholas Trutanich, United States Attorney, and Christopher Magnani
18 and Michael Landman, Trial Attorneys, U.S. Department of Justice, Tax Division, counsel
19 for the United States of America, and Shawn R. Perez, Esq. and Lowell Becroft, counsel for
20 William Waller, that the sentencing hearing currently scheduled for June 21, 2019, be
21 vacated and continued to a date and time convenient to the Court, but no sooner than Friday,
22 August 9, 2019.

23 This Stipulation is entered into for the following reasons:

- 24 1. Counsel for Defendant will be commencing trial on June 17, 2019 in *United States*
25 *v. Burton Ritchie, et al (Ryan Eaton)*, Case No. 15-cr-00285-APG, that is expected to go until
26 approximately mid to end of the week of July 8, 2019.

27 2. Trial Counsel for the United States will be in trial in the District of Colorado
28 commencing in mid-July, 2019.

1 3. Counsel for Defendant will be starting trial in a multi-defendant case before Judge
2 Navarro in *United States v. Palafox (Cesar Morales)*, Case No. 16-cr-00265, on July 29,
3 2019. It is expected that this case will last 10-12 weeks, but will be generally dark on Fridays
4 of each week.

5 4. The Defendant is in custody and does not object to the continuance.

6 5. The parties agree to the continuance.

7 6. The additional time requested herein is not sought for purposes of delay, but merely
8 to resolve calendar conflicts by counsel.

9 7. Additionally, denial of this request for continuance could result in a miscarriage of
10 justice.

11 8. This is counsel's first request to continue the date for sentencing.

12 DATED this 24th day of May, 2019.

13 LAW OFFICE OF SHAWN R. PEREZ

14 By: /s/ Shawn R. Perez, Esq.
15 SHAWN R. PEREZ, ESQ.

16 /s/ Lowell H. Becraft, Esq.
17 LOWELL H. BECRAFT
18 Counsel for Defendant

 NICHOLAS TRUTANICH
 United States Attorney

 By: /s/ Michael C. Landman
 MICHAEL C. LANDMAN

/s/ Christopher Magnani
 CHRISTOPHER MAGNANI

 Trial Attorneys
 U.S. Department of Justice, Tax Division

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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATE OF AMERICA,
Plaintiff,
v.
WILLIAM WALLER,
Defendant.

Case No. 2:18-00112-JCM-VCF

**STIPULATION AND PROPOSED
ORDER TO CONTINUE
SENTENCING**
(First Request)

9 Based on the pending Stipulation of counsel, and good cause appearing therefore, the
10 Court finds that:

- 11 1. Counsel for Defendant will be commencing trial on June 17, 2019, *United States v.*
12 *Burton Ritchie, et al (Ryan Eaton)*, Case No. 15-cr-00285-APG, that is expected to go until
13 approximately mid to end of the week of July 8, 2019.

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20 4. The Defendant is in custody and does not object to the continuance.

21 5. The parties agree to the continuance.

22 6. The additional time requested herein is not sought for purposes of delay, but merely
23 to resolve calendar conflicts by counsel.

24 7. Additionally, denial of this request for continuance could result in a miscarriage of
25 justice.

26 8. This is counsel's first request to continue the date for sentencing.

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ORDER

IT IS THEREFORE ORDERED, that the Sentencing Hearing set for June 21, 2019,
be vacated and reset to August 12, 2019, at 10:00 a.m.

4 || IT IS SO ORDERED May 28, 2019.

Xenia C. Mahan
UNITED STATES DISTRICT JUDGE

1 **CERTIFICATE OF SERVICE**
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4 I HEREBY CERTIFY that on the 24st day of May, 2019, the undersigned served the
5 foregoing on all counsel herein by causing a true copy thereof to be filed with the Clerk of
6 Court using the CM/ECF system, which was served via electronic transmission by the Clerk
of Court pursuant to local order.

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/s/ *Shawn R. Perez, Esq.*

SHAWN R. PEREZ, ESQ.